



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Patent Application of:**

Hollar, Mark A.

Serial No.: 09/711,000

Filed: November 9, 2000

For: METHOD AND APPARATUS FOR  
DETERMINING DIGITAL A/V CONTENT  
DISTRIBUTION TERMS BASED ON  
DETECTED PIRACY LEVELS

Confirmation No.: 6001

Group Art Unit: 3621

Examiner: Elisca, Pierre E.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form PTO-1449 or PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

- \_\_\_\_\_ 37 C.F.R. §1.97(b).
- X   37 C.F.R. §1.97(c). If so, then enclosed with this Information Disclosure Statement is one of the following:
- X   A statement pursuant to 37 C.F.R. §1.97(e) or
- \_\_\_\_\_ Charge the required fee of \$180.00 for the fee under 37 C.F.R. § 1.17(p) to Deposit Account No. 13-0762.
- \_\_\_\_\_ 37 C.F.R. §1.97(d). If so, then enclosed with this Information Disclosure Statement are the following:
- (1) A statement pursuant to 37 C.F.R. §1.97(e); and
  - (2) A check for \$180.00 for the fee under 37 C.F.R. §1.17(p) for submission of the Information Disclosure Statement.

Pursuant to 37 C.F.R. §1.98(a)(3)(i) and (ii), English translations of the Japanese Office Action and the abstracts of published Japanese patent applications referenced therein are also provided herewith.

Respectfully submitted,  
MACROVISION CORPORATION

Dated: 4/26, 2006

George B. Almeida  
George B. Almeida (Reg. No. 20,696)

Customer No. 031665  
2830 De La Cruz Boulevard  
Santa Clara, CA 95050  
(408) 562-8400

**FIRST CLASS CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 26, 2006.

Barbara Skliba

Name of Person Mailing Correspondence

Barbara Skliba

Signature

4/26/06

Date

Substitute for Form 1449/PTO				<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				Application Number	09/711,000	
				Filing Date	November 9, 2000	
				First Named Inventor:	Mark A. Hollar	
				Art Unit	3621	
				Examiner Name	Elisca, Pierre E.	
Attorney Docket Number	0200					
<b>U.S. PATENT DOCUMENTS</b>						
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		Number-Kind Code <sup>2</sup> (if known)				
		US-				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		JP10-191036	07-21-1998	MONORISUE:KK		
		JP2000-106627	04-11-2000	FUJI PHOTO FILM CO LTD		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		Patent Abstract of Japan for JP10-191036 published 07-21-1998, 1 page.	
		Patent Abstract of Japan for JP2000-106627 published 04-11-2000, 1 page.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SENT FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Hollar, Mark A.

Serial No.: 09/711,000

Filed: November 9, 2000

For: METHOD AND APPARATUS FOR  
 DETERMINING DIGITAL A/V CONTENT  
 DISTRIBUTION TERMS BASED ON  
 DETECTED PIRACY LEVELS

Confirmation No.: 6001

Group Art Unit: 3621

Examiner: Elisca, Pierre E.

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450

STATEMENT UNDER 37 C.F.R. 1.97(e)

Sir:

I hereby certify (as indicated by an "X" to the left of the appropriate paragraph):

  X   That each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

\_\_\_\_\_ That no item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing the Information Disclosure Statement.

Respectfully submitted,  
MACROVISION CORPORATION

Dated: 4/26, 2006

George B. Almeida  
George B. Almeida (Reg. No. 20,696)

**Customer No. 031665**  
2830 De La Cruz Boulevard  
Santa Clara, CA 95050  
(408) 562-8400

**FIRST CLASS CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 26, 2006.

Barbara Skliba

Name of Person Mailing Correspondence

Barbara Skliba  
Signature

4/26/06  
Date